

EASTERN DISTRICT OF TEXAS

CIVIL ACTION NO. 1:07-CV-477

Defendants.

Plaintiff asserts that he seeks injunctive and declaratory relief. However, in his original complaint, plaintiff sought monetary damages in the amount of \$300,000.00. As set forth in the Report adopted in this case, plaintiff's claim for monetary damages is barred under *Heck*. See *Heck v. Humphrey*, 512 U.S. 477, 486-87 (1994); *Rogers v. Department of Corrections*, 263 F.3d 163, at *1 (5th Cir. 2001).


After careful consideration, the court concludes that plaintiff's motion fails to set forth a meritorious reason warranting reconsideration of the court's judgment. Accordingly, the motion should be denied.

ORDER

For the reasons set forth above, plaintiff's motion for reconsideration should be denied. It is therefore,

ORDERED that plaintiff's motion for relief from judgment is **DENIED**.

SIGNED at Sherman, Texas, this 10th day of September, 2008.

A handwritten signature in black ink, reading "Marcia A. Crone". The signature is written in a cursive, flowing style. Below the signature is a horizontal line.

MARCIA A. CRONE
UNITED STATES DISTRICT JUDGE